IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 13TH DECEMBER 2006 / 22ND AGRAHAYANA 1928

Bail Appl..No. 7375 of 2006()

CMP.3390/2006 of J.M.F.C., MANNARKAD
Crime No.898/06 of Mannarkkad Police Station

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: PETITIONER/ACCUSED

PONNUKUTTAN, S/O.APPU, AGED 45 YEARS,
THENOOR HOUSE, KALLAMKULAM, POTTASSERI.

BY ADV. SRI.N.NAGARESH
SRI.SHAJI THOMAS PORKKATTIL

RESPONDENTS: STATE AND COMPLAINANT

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1. STATE, REPRESENTED BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. SUB INSPECTOR OF POLICE,
MANNARKKAD POLICE STATION, MANNARKKAD.

BY PUBLIC PROSECUTOR SHRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.Ramkumar, J.
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B.A.No.7375 of 2006
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Dated this the 13th day of December, 2006.

ORDER

Petitioner, who is the first accused in Crime No.898 of 2006 of Mannarkkad Police Station for offences punishable under Sections 4 and 5 of the Explosive Substance Act, 1908, seeks anticipatory bail. He was arrested on 2.12.2006.

2. The case of the prosecution is that on 2.12.2006 the petitioner was found in possession of explosive substances intended for blasting rocks without valid licence

3. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

4. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent

sureties each for the like amount to the satisfaction of the J.F.C.M., Mannarkkad and subject to the following conditions:

1. The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

3. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

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